1134 P

App F IX 4

Previous References

1936-7
MC

File No 121-36

Serial Nos 1 7

Letter References

il s 6-41 (3, 4, 21)

P

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Part B for

SUBJECT

Representation of MA re Deposits Municipal Elections

P(7) T K Campbell, Esq No L 583 3/K 2/37

WD 0418—GPB—22 500—29 8 36

Notepaper to address. You refer as 10(A) to rules issued after regulating the election of members to the Senate of Canada so as to provide for deposits to be paid by candidates intending to stand for election

4/8/37

(17)

5081

FORM I.

Memorandum of Subject proposed for discussion in the Budg

Session of the Representative Assembly of the Kolar District

For the Budget Session of June 193

WD 01717—GPB—3 000—10 5 34

No 2

Subject

Deposits in Municipal Elections.

Name of Member proposing

Mr. S. Venkatasami Gowda
Malur Taluk

Summary of Representation.

It is prayed that Orders may be passed requiring Members standing for election in Minor Municipalities to make a deposit along with their applications as in the case of elections to the District Board Representative Assembly and Legislative Council

Previous references relating to the subjects

Secty note

The suggestion to be considered when all the other

Remarks by the Deputy Commissioner

In respect of Malur Municipalities, a sum of Rs. 25/- is deposited

The subject came up
for discussion at the
recent A a Sessions
and the Honourable Society
in favour of accepting
the proposal
that A a section will
be requested to kindly put
up extract of discussions
on the subject, before taking
action to frame a rule
in the matter so as to
give effect to the representation

26/6/37

26/6/37

R - a section

26/6/37

This may be sent a fortnight hence
when the rules in 3 will be ready

26/6

50 SIV 5848

OFFICE OF THE
SECOND MEMBER OF COUNCIL

(to be written on this margin)

NOTE

Dated 28th June *193*7

Promise made at the Assembly in June 1937

Representation 77 Deposits in Mun Elections

9 "With regard to the request tha candidates for election to ~~xx~~ minor cipalities be required to make a dep while filing their nomination papers the Second Member of Council stated the suggestion would be accepted

Development Secretary, with compliments for taking necessary action

10 Submitted with a draft rule to the minor Municipal Council election Rules It based on rule 14 of the Town Rules to be Election Rules for consideration of Town amount of Candida deposit of Rs 25/- as is provided for Town Rules to be adopted in this case The draft rule is for

3/3/37 Dev Secy

3/3/37

OFFICE OF THE SECOND MEMBER OF COUNCIL
2 JUN 1937
NO 133

6/6
3/7

Deposit from candidates Municipalities Elections

General and Revenue Secretariat | File No 5848 of 1937-38 | [App F III—2

Serial No

12 I agree with the Dewan Sahib that a deposit of Rs 25 is not too high.

13 I presume that the rule does not require previous publication

RLL 9/7/37

MW 9/7/37

14 Under sec 10 b (4) of the Mysore Municipalities Regulation 1933, all rules made by the Govt under the Regulation shall be published in the official gazette both in English & Kannada and such rules shall have the force of law after one month from the date of such publication No previous publication of the rule as contemplated under the statute

15 Subject to the Dewan Sahib's views I refer to para 13 Explanation

23/9/37

for 9/7/37

MW 10/7/37

16 For personal reference Dewan Sahib

MW 10/7/37

Mrs 10-7-37

MW 12/7/37

Secy

TYPING SECTION 13 JUL 1937 GENL SECT.

NOTE.—Contn Sheet

WD 03 94—GPB—30 000—13-7 35

S 8/38

Deposits from candidates - Miners Elections in the State

ML File No 121 of 1936-37 General and Revenue Secretariat

The Compiler Mysore Gazette
No L 583 dated 14th July 1937
Notifies the addition of a rule as 10(A)
to the rules framed for regulating the
election of members to the Mines Bill
So as to provide for deposits from
Candidates intending to stand for election

To The L C Section for favour of noting
that the promise made at the Re
Session of June 1937 has been dropped
by the issue of a notification and
returning the file

for
31 7 37

Noted & Returned to the L & G Branch

31/8/37

Pers Hqrs
Cell
15/7/37

OFFICE OF THE SECRETARY
31 JULY 1937
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

B
L
2/8/37

THE MYSORE REPRESENTATIVE ASSEMBLY

June 1937

-0-

Subject No 2 -- Deposits in Municipal Elections. — Name expunged

By Mr. S. Venkatasami Gowda

SECRETARIAT NOTE

The suggestion may be considered at the next revision of rules

Appendix F G—1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 14/12/37

Signed by Mr H.S Hussain

List of enclosures

Copied by

Examined by

Section MC

File No ~~12 37~~ 121-36

Serial No 7

No 10 C/P 5-873

Notification

~~To~~

In exercise of the powers vested under sections 6 (3) (a) and 106 (2) (b) of the Minor Municipalities and all other powers in this behalf Regn 1933, Govt are pleased to direct that the following rule be added as "10 (A)" to the rules issued in Notn No 21399/RL 91-33 / dated 22nd Aug 1933, for regulating the Goa election of members to the Municipal Councils in the Minor Municipalities in the State

WD 0521—GPB—30 000—12 3 37

(Vide next page)

Deposits by candidates

10(A) (1) Every candidate shall deposit or cause to be deposited in a Government Treasury a sum of twenty five rupees in cash and forward the treasury receipt along with his application for candidature and no application shall be valid unless accompained by such receipt

Savings Bank Deposits or State Loan Bonds of equal value at the market rate of the day, shall if tendered be accepted from candidates standing for election in lieu of cash deposit Provided that Form No 1 of Annexure E of the Savings Bank Rules (printed as Appendix D) is signed by them authorising the Returning Officer to treat the same as deposit in the former case and the bonds are endorsed in favour of the Comptroller in the case of the latter

(2) Any candidate may withdraw his candidature by notice in writing subscribed by him and delivered to the Returning Officer before the poll has commenced A candidate who has withdrawn his candidature shall not be allowed to cancel such withdrawal

(3) If a candidate by whom or on whose behalf the deposit referred to under sub rule (1) has been made withdraws his candidature in the manner specified under sub rule (2) *and before 3 p m of the next working day after the last date on which applications for candidature have to be presented* or if his name is rejected by the Returning Officer the deposit shall be returned to the person by whom it was made and if any candidate dies before the commencement of the poll any such deposit if made by him shall be returned to his legal representative or if not made by the candidate shall be returned to the person by whom it was made or to the legal representative of such person

(4) If a candidate by whose or on whose behalf the deposit referred to in sub rule (1) has been made is not elected and the number of votes polled by him does not exceed one eighth of the total number of votes polled *or if a candidate withdraws his candidature after the time specified in sub rule* 3 the deposit shall be forfeited and credited to the municipal fund

Explanation —For the purpose of this sub rule the total number of votes polled shall be deemed to be the total number of voting papers other than poilt voting papers collected

(5) The deposit made in respect of a candidate who is not elected if it is not forfeited under sub rule (4) and the deposit made in respect of a candidate who is elected shall be returned to the candidate or to the person who has made the deposit on his behalf or to his legal representative as the case may be as soon as may be, after the publication of the result of the election in the *Mysore Gazettee* provided that if a candidate has stood for election in more than two divisions not more than two of the deposits made by him or on his behalf shall be returned in any case and the remainder shall be forfeited to the municipal fund

By order

Secy to Govt
Dev Dept
3/7/37

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

Emailed

90

Mrs Compiler Report Gazette for publication in the Gazette and Supply of 100 copies to the Sec and 20 copies to each of the Dep Comrs of Dts

Memo no

Copy of the above is forwarded W C to for information to the Dcn of Dts

B

for Secy to Govt Dev

3/7/37

WD 0255—GPB—10 000—23 8 32

D

APPENDIX

10(A)

(REFERRED TO IN RULE ~~11~~)

No *Dated* *193*

To

The Officer in charge of the Treasury

at

SIR

I have the honour to apprise you that I have authorised the Returning Officer of municipality to treat the sum of twenty five rupees deposited by me in the Savings Bank at your treasury as security to the municipality on behalf of myself / A B I agree that the same will not be payable to me until I shall produce to you the express written sanction of the Returning Officer of municipality for payment of the same I have also agreed not to object to the payment by you of the whole or part of this deposit to the Returning Officer of municipality upon his claiming it and not to make any claim for interest from the date on which interest has ceased to accrue owing to the payment of the principal to the Returning Officer of municipality or from the date on which the Returning Officer of municipality shall have revoked the authority to your treasury to pay me / A B the interest

I have the honour to be

Sir

Your most obedient servant

Place (Signature of Depositor)

Date (Designation of Depositor)

NOTIFICATION

No L 583—Ml 121 36 7 dated Bangalore 14th July 1937

In exercise of the powers vested under sections 6 (3) (*a*) and 166 (2) (*b*) of the Minor Municipalities Regulation 1933 and all other powers in this behalf Government are pleased to direct that the following rule be added as 10 (A) to the rules issued in Notification No. L 1399—MI 91 33 1 dated 22nd August 1933 for regulating the election of members to the Municipal Councils in the Minor Municipalities in the State

Deposits by Candidates

10 (A) (1) Every candidate shall deposit or cause to be deposited in a Government Treasury a sum of twenty five rupees in cash and forward the treasury receipt along with his application for candidature and no application shall be valid unless accompanied by such receipt

Savings Bank Deposits or State Loan Bonds of equal value at the market rate of the day shall if tendered be accepted from candidates standing for election in lieu of cash deposit Provided that Form No 1 of Annexure E of the Savings Bank Rules (printed as Appendix D) is signed by them authorising the Returning Officer to treat the same as deposit in the former case, and the bonds are endorsed in favour of the Comptroller in the case of the latter

(2) Any candidate may withdraw his candidature by notice in writing subscribed by him and delivered to the Returning Officer before the poll has commenced A candidate who has withdrawn his candidature shall not be allowed to cancel such withdrawal

(3) If a candidate by whom or on whose behalf the deposit referred to under sub rule (1) has been made withdraws his candidature in the manner specified under sub rule (2) and before 3 P M of the next working day after the latest date on which applications for candidature

have to be presented or if his name is rejected by the Returning Officer the deposit shall be returned to the person by whom it was made and if any candidate dies before the commencement of the poll any such deposit if made by him shall be returned to his legal representative or if not made by the candidate shall be returned to the person by whom it was made or to the legal representative of such person

(4) If a candidate by whom or on whose behalf the deposit referred to in sub rule (1) has been made is not elected and the number of votes polled by him does not exceed one eighth of the total number of votes polled or if a candidate withdraws his candidature after the time specified in sub rule 3 the deposit shall be forfeited and credited to the Municipal Fund

Explanation —For the purpose of this sub rule the total number of votes polled shall be deemed to be the total number of voting papers other than spoilt voting papers collected

(5) The deposit made in respect of a candidate who is not elected if it is not forfeited under sub rule (4) and the deposit made in respect of a candidate who is elected shall be returned to the candidate or to the person who has made the deposit on his behalf or to his legal representative as the case may be as soon as may be after the publication of the result of the election in the *Mysore Gazette* provided that if a candidate has stood for election in more than two divisions not more than two of the deposits made by him or on his behalf shall be returned in any case and the remainder shall be forfeited to the Municipal Fund

By Order

M VENKATANARANAPPA

Secretary to Government
Development Department

APPENDIX D

[*Referred to in Rul* 10 (A)]

No *Dated* *193*

To

The Officer in charge of the Treasury

at

SIR

I have the honour to apprise you that I have authorised the Returnin Officer of Minor Municipality to treat the sum of twenty five rupees deposited by me in the Savings Bank at your treasu y as security to the Municipality on behalf of myself/A B I agree that the same will not be payable to me until I shall produce to you the express written sanction of the Retu nin Officer of Minor Mu ic pality for payment of the s i n I h v also reed not to object to the payme t by you of the hole or part of this deposit to the Returning Officer of M nor Munic palit upon his claiming it and not to make any claim for interest fro n the date on which interest has ceased to accrue o ing to tl e payn ent of the principal to the Returni Officer of Mino Muni ipality or from the date on which the Retur in Office ot M nor Municipal ty shall have revoke l the autl o ity to your treasu y to pay me/A B the interest

I ha e the honour to be

Sir

Your most obedient servant

Place *Signature of Depositor*

Date *Designation of Depositor*

P t d by th S p t d t t th G m t P B g l

Government of His Highness the Maharaja of Mysore

General and Revenue Secretariat,

Dated Bangalore, 14th July 1937.

L 583
M(121-32-7

Notification

In exercise of the powers vested under sections 6 (3) (a) and 106 (2) (b) of the Minor Municipalities Regulation 1933 and all other powers in this behalf, Government are pleased to direct that the following rule be added as "10 (A)" to the rules issued in Notification No.L.1309/M.91-33-1 dated 22nd August 1934, for regulating the election of members to the Municipal Councils in the Minor Municipalities in the State:

Deposits by candidates

10(A).(1). Every candidate shall deposit or cause to be deposited in a Government Treasury a sum of twenty-five rupees in cash and forward the treasury receipt along with his application for candidature and no application shall be valid unless accompanied by such receipt.

Savings Bank Deposits or State Loan Bonds of equal value at the market rate of the day, shall, if tendered be accepted from candidates standing for election in lieu of cash deposit. Provided that Form No. 1 of Annexure L of the Savings Bank Rules printed as Appendix D) is signed by them authorising the Returning Officer to treat the same as deposit in the former case, and the bonds are endorsed in favour of the Controller in the case of the latter.

(2) Any candidate may withdraw his candidature by notice in writing subscribed by him and delivered to the Returning Officer before the poll has commenced. A candidate who has withdrawn his candidature shall not be allowed to cancel such withdrawal.

(3) If a candidate by whom or on whose behalf the deposit referred to under sub-rule (1) has been made, withdraws his candidature in the manner specified under sub-rule (2) and before 2 p.m. of the

3 p.m. of the next working day after the latest date on which applications for candidature have to be presented, or if his name is rejected by the Returning Officer, the deposit shall be returned to the person by whom it was made, and, if any candidate dies before the commencement of the poll, any such deposit, if made by him, shall be returned to his legal representative or, if not made by the candidate, shall be returned to the person by whom it was made or to the legal representative of such person

(4) If a candidate by whom or on whose behalf the deposit referred to in sub-rule (1) has been made, is not elected and the number of votes polled by him does not exceed one-eighth of the total number of votes polled or if a candidate withdraws his candidature after the time specified in sub-rule 3, the deposit shall be forfeited and credited to the municipal fund.

Explanation. For the purpose of this sub-rule, the total number of votes polled shall be deemed to be the total number of voting papers, other than spoilt voting papers collected.

(5) The deposit made in respect of a candidate who is not elected, if it is not forfeited under sub-rule (4), and the deposit made in respect of a candidate who is elected, shall be returned to the candidate or to the person who has made the deposit on his behalf or to his legal representative, as the case may be, as soon as may be after the publication of the result of the election in the Bye-laws Gazettee, provided that, if a candidate has stood for election in more than two divisions, not more than two of the deposits made by him or on his behalf shall be returned in any case and the remainder shall be forfeited to the municipal fund.

By Order,

Under Secretary to Government
for Secretary to Government
Development Department

To

The Compiler, Bye-laws Gazette, for publication in the Gazette, and supply of 100 copies to the Secretariat and 20 copies to each of the Deputy Commissioners of Districts.

(referred to in Rule 1 (A)

No. Date.....19..

To

The Officer in charge of the Treasury

at.....Address the Treasurer to be sent

Sir,

I have the honour to apprise you that I have authorised the Returning Officer of.....minor municipality to treat the sum of twenty-five rupees deposited by me in the Savings Bank at your treasury as security to the municipality, on behalf of myself A.B. I agree that the same will not be payable to me until I shall produce to you the express written sanction of the Returning Officer of.....minor municipality for payment of the same. I have also agreed not to object to the payment by you of the whole or part of this deposit to the Returning Officer of.....minor municipality, upon his claiming it, and not to make any claim for interest from the date on which interest has ceased to accrue owing to the payment of the principal to the Returning Officer of.....minor municipality or from the date on which the Returning Officer of.....minor municipality, shall have revoked the authority to your treasury to pay me /A.B. the interest.

I have the honour to be
Sir,
Your most obedient servant

Place (Signature of Depositor)
Date (Designation of Depositor)

NOTIFICATION

No L 583—Ml 121 36 7 dated Bangalore 14th July 1937

In exercise of the powers vested under sections 6 (3) (*a*) and 106 (*2*) (*b*) of the Minor Municipalities Regulation 1933 and all other powers in this behalf Government are pleased to direct that the following rule be added as 10 (A) to the rules issued in Notification No L 1399—Ml 91 33 1 dated 22nd August 1933 for regulating the election of members to the Municipal Councils in the Minor Municipalities in the State —

Deposits by Candidates

10 (A) (1) Every candidate shall deposit or cause to be deposited in a Government Treasury a sum of twenty five rupees in cash and forward the treasury receipt along with his application for candidature and no application shall be valid unless accompanied by such receipt

Savings Bank Deposits or State Loan Bonds of equal value at the market rate of the day shall if tendered be accepted from candidates standing for election in lieu of cash deposit Provided that Form No 1 of Annexure E of the Savings Bank Rules (printed as Appendix D) is signed by them authorising the Returning Officer to treat the same as deposit in the former case and the bonds are endorsed in favour of the Comptroller in the case of the latter

(2) Any candidate may withdraw his candidature by notice in writing subscribed by him and delivered to the Returning Officer before the poll has commenced A candidate who has withdrawn his candidature shall not be allowed to cancel such withdrawal

(3) If a candidate by whom or on whose behalf the deposit referred to under sub rule (1) has been made withdraws his candidature in the manner specified under sub rule (2) and before 3 P M of the next working day after the latest date on which applications for candidature

have to be presented or if his name is rejected by the Returning Officer the deposit shall be returned to the person by whom it was made and if any candidate dies before the commencement of the poll any such deposit if made by him shall be returned to his legal representative or if not made by the candidate shall be returned to the person by whom it was made or to the legal representative of such person

(4) If a candidate by whom or on whose behalf the deposit referred to in sub rule (1) has been made is not elected and the number of votes polled by him does not exceed one eighth of the total number of votes polled or if a candidate withdraws his candidature after the time specified in sub rule 3 the deposit shall be forfeited and credited to the Municipal Fund

Explanation —For the purpose of this sub rule the total number of votes polled shall be deemed to be the total number of voting paper other than spoilt voting papers collected

(5) The deposit made in respect of a candidate who is not elected if it is not forfeited under sub rule (4) and the deposit made in respect of a candidate who is elected shall be returned to the candidate or to the person who has made the deposit on his behalf or to his legal representative as the case may be as soon as may be after the publication of the result of the election in the *Mysore Gazette* provided that if a candidate has stood for election in more than two divisions not more than two of the deposits made by him or on his behalf shall be returned in any case and the remainder shall be forfeited to the Municipal Fund

By Order

M VENKATANARANAPPA
Secretary to Government
Development Department

APPENDIX D

[*Referr d to ın Rul* 10 (A)]

No *Dated* *193*

To

The Officer ın char e of the Treasury

at

SIR

I have the honour to apprise you tl at I have autl oıısed tl e Returnın Officer of M noı Municıpality to t eat the sum of twenty five rupees deposited by me ın the Savı gs Bank at your treasury as security to the Municıpality on bel alf of myself/A B I a ree that the same will not be pay able to me until I sh ıll] tod ice to you the e pıess w tten sıanctio ı of the Ret nın Officer of Mınor Mu c pality for pay ent of the ıı I h ıve al o ıeed not to object to the pıy me t by you of tl e wh le or part of tl ıs deposit to the Returnıng Officer of Mınor Munic palit upo ı his cl ım g ıt and not to n ake any claım for ınteı st f o ı the dı e on wl ch ınteıe t has ceasel to acc ue o vı to the payı ıent of the p nc pal to the Returnın Officer of Mınoı Munı ıpality or from the d ue on wh ch the Ret u ı g Olhcer ot M nor Munic pality shall l ıve ıevoked tl e autl oı ty to your treasu y to p y mo/A B tl e ınterest

I ha e the honour to be

S r

Youı most obedient ervant

Place *Signature of Depos tor*

Date *Des gnatıon of Depositor*

P t d by th S p t d t t th G m t P B g l